

CHAPTER NO. 82

HOUSE BILL NO. 2374

By Representatives Hood, Rowland, Beavers

Substituted for: Senate Bill No. 2320

By Senator Trail

AN ACT to amend Chapter 429 of the Private Acts of 1931; as amended by Chapter 30 of the Private Acts of 1967 and Chapter 104 of the Private Acts of 1993; and any other acts amendatory thereto, relative to the charter of the City of Murfreesboro.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Section 18 of Chapter 429 of the Private Acts of 1931, as amended by Chapter 30 of the Private Acts of 1967, Chapter 104 of the Private Acts of 1993, and any other acts amendatory thereto, is amended by deleting the section in its entirety, and by substituting instead the following language:

Section 18. Filling of Vacancies.

Be it further enacted, That any vacancy in the city council other than in the office of the mayor, caused by the death, resignation, ouster, or removal of a member, or due to other cause, occurring two hundred-seventy (270) days before the next regular municipal election may be filled by a majority vote of the remaining members of the city council; and any person so elected to the council to fill any such vacancy, upon qualifying by taking the oath prescribed in Section 16 of this Act, shall hold office as a member of the city council until the first Tuesday in May first coming after the holding of the next regular election and until his/her successor is elected and qualified. At such regular election, if the term or terms of office in which there may be a vacancy or vacancies in the council, caused as aforesaid, do not expire on said first Tuesday in May, and, if there be a properly qualified candidate or candidates for the office or offices in which there may have been a vacancy or vacancies, as aforesaid, there shall be elected such additional member or members of the city council as may be necessary to maintain it at full membership, the qualification as a candidate or candidates, and the election of such member or members to be held and governed by the provisions of Section 15 of this Act; and any such additional member or members of the city council so elected, upon qualifying by taking the oath prescribed in Section 16 of this Act shall hold office for the unexpired term or terms of office in which there may be a vacancy or vacancies, caused as aforesaid, and of which he/she or they have been elected to fill.

SECTION 2. This act shall have no effect unless it is approved by a two-thirds (2/3) vote of the legislative body of the City of Murfreesboro. Its approval or nonapproval shall be proclaimed by the presiding officer of the legislative body and certified to the secretary of state.


SECTION 3. For the purpose of approving or rejecting the provisions of this act, it shall be effective upon becoming a law, the public welfare requiring it. For all other purposes, it shall become effective as provided in Section 2.

PASSED: February 14, 2002


JIMMY NAIFEH, SPEAKER
HOUSE OF REPRESENTATIVES


JOHN S. WILDER
SPEAKER OF THE SENATE

APPROVED this 20th day of February 2002


DON SUNDQUIST, GOVERNOR